IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 29507 of 2006(K)

PETITIONERS:

1. JIJI V.G., D/O. V.V.GEORGE,
HIGH SCHOOL ASSISTANT, GVHSS, PATHIRIPALA,
PALAKKAD DISTRICT, RESIDING AT VAZHAPPILLY HOUSE,
THENUR POST, PALAKKAD DISTRICT.

2. CHITRABHANU N.K., S/O.N.K.KRISHNAN,
HIGH SCHOOL ASSISTANT, GHSS, KOTTAYI,
PALAKKAD DISTRICT, RESIDING AT NALLIANCHIRA HOUSE,
KANIYARKODE POST, THIRUVILWAMALA,THRISSUR DISTRICT

3. SURESH KUMAR R., S/O. P. RAJAMONY,
HIGH SCHOOL ASSISTANT, GHSS, THENKURISSI,
VILAYANNUR POST, PALAKKAD DISTRICT, RESIDING AT
DEVI NIVAS, KARIPPODE POST, PALAKKAD DISTRICT.

BY ADV. SRI.SAJAN VARGHEESE K.
SRI.LIJU. M.P

RESPONDENTS:

1. THE STATE OF KERALA,
REP. BY THE SECRETARY TO GOVERNMENT,
GENERAL EDUCATION DEPARTMENT, GOVT.SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF HIGHER SECONDARY
EDUCATION, HOUSING BOARD BUILDINGS, SANTHI NAGAR,
THIRUVANANTHAPURAM-01.

3. THE KERALA PUBLIC SERVICE COMMISSION,
PATTOM, THIRUVANANTHAPURAM, REP. BY ITS SECRETARY.

BY GOVERNMENT PLEADER SRI.A.J.VARGHSES
SRI.P.C.SASIDHARAN, SC, KPSC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K.BASHEER, J.

W.P.(C)No.29507 OF 2006

Dated this the 18th day of June, 2007

JUDGMENT

Having heard learned counsel for the petitioners and the learned Government Pleader and having perused the materials including the counter affidavit and additional counter affidavits available on record, I am of the view that an adjudication is not warranted in this case at this stage in view of the disputed questions of fact regarding availability of vacancies. Prima facie, I do not find any reason to agree with the petitioners that vacancies are still available. But I hasten to add that I have taken the above view only on the basis of the materials now placed on record. It will be open to the petitioners to approach this court, if certain additional materials or anomalies in the matter reporting/non-reporting of vacancies are brought to their notice.

Writ petition is closed in the above terms.

A.K.BASHEER, JUDGE

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